



SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

DANIEL S. POWER  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
APRIL 6, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Police Chaplain Carlos Flores  
Pledge of Allegiance

**REGULAR AGENDA**

1. Presentation to City Council on the progress of the Animal Regulation Spay/Neuter Van and the Spay/Neuter Voucher program funded in the City/County Health District Budget for FY 2004. [James Kluetz and Patricia Wickham, City-County Animal Shelter Advisory Committee]
2. Claim for false arrest, etc. [Ramón Jesús Jeanmarie]
3. Discussion of the T.I.F. District for the proposed Towne Centre as approved by City Council on 03/30/04. [Anita Blair]

**MAYOR'S PROCLAMATIONS**

1. ***El Paso Society for Human Resource Management Month***
2. ***Child Abuse Prevention and Awareness Month***
3. ***Public Health Week***

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

4. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]  
Approval of Minutes for Regular City Council Meeting of March 30, 2004 and two (2) Special City Council Meetings for March 29, 2004.
5. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**6. RESOLUTIONS:**

- 6A.** That the Mayor be authorized to sign a La Placita Agreement between the City of El Paso and Paseo Del Sol Ltd. Co. dba Galeria Del Sol, La Zia to lease space within La Placita Shopping Mall in the Airport Terminal, El Paso, TX. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]
- 6B.** Declaring the intention of the City of El Paso, pursuant to Internal Revenue Code Regulation Section 1.150-2(e), to finance certain expenditures to be incurred for Year 2004 Capital Improvements and Equipment Acquisitions from the proceeds of the sale of City Tax-Exempt Obligations totaling \$16,418,800 (New Clint Cell; New McCombs Cell; Old Clint Closure; Waste Screening Areas; Clint Water Well; McCombs Water Well; Scales; Radiation Detector; and Capital Equipment). [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 6C.** That the City Council accepts the 10-Year Strategic Plan, entitled Border Solutions: Ending Chronic Homelessness in El Paso, Texas, developed by the Mayor's Ad Hoc Task Force, the El Paso Coalition for the Homeless and the Department of Community and Human Development. **(All Districts)**  
[Community and Human Development, Anthony Shaar, (915) 541-4897]
- 6D.** That the Mayor be authorized to sign a letter of support for a grant application that the City of Socorro, Texas is submitting to the Texas Department of Housing and Community Affairs (TDHCA), for the Owner-Occupied Assistance Program. **(All Districts)** [Community and Human Development, Anthony Shaar, (915) 541-4897]
- 6E.** That the following Housing Rehabilitation application and funding be approved in the amounts shown below as recommended by the Director of Community and Human Development and that the City Comptroller be authorized to issue checks in the amounts shown below for the approved application:

Application No.: H01-10-CD/IO/MP-0313	HOME Loan: \$ 120,000.00
	HOME Grant \$ <u>348,515.00</u>
	Total: \$ 468,515.00

Address: 1318 Myrtle Avenue (79901)

Interest at zero percent (0%)

And that the Mayor be authorized to sign a Home Financial Terms Contract between the City and the Opportunity Center for the Homeless, in the amount of \$468,515.00, and that the Mayor be authorized to sign a Builder's and Mechanic's Lien Contract and Deed of Trust (With Power of Sale) between the City, the Opportunity Center for the Homeless, and the selected Construction Contractor, upon approval by the Director of Community and Human Development and the City Attorney's Office. **(District 8)**

[Community and Human Development, Jaime Herrera, (915) 541-4340]

- 6F.** That the following individuals are designated as authorized signatories for JPMorgan Chase Bank, Account Number 72061151015, City of El Paso Plaza Theatre Account: [Comptroller, Carmen Arrieta, (915) 541-4239]

- GROUP 1                      Carmen Arrieta, Comptroller  
                                  Blanca Lorkowski, Treasury Services Manager  
                                  Frank Keton, Accountant IV  
                                  Debra Tombosky, Accountant III
- GROUP 2                      Richarda Duffy Momsen, Municipal Clerk  
                                  Diana Nuñez, Deputy City Clerk  
                                  David Almonte, Director, Office of Management & Budget
- GROUP 3                      Joe Wardy, Mayor  
                                  Anthony W. Cobos, Mayor Pro Tempore  
                                  Paul J. Escobar, Deputy Mayor Pro Tempore

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

- 6G.** That the Mayor be authorized to sign an **Agreement for Civil Engineering Services- Airport Assignments** by and between the **CITY OF EL PASO** and **PARKHILL, SMITH & COOPER, INC.**, for a two (2) year period for an amount not to exceed FIVE HUNDRED THOUSAND and 00/100 Dollars (\$500,000.00). **(Citywide)** [Engineering Department, Irene Ramirez, (915) 541-4431]
- 6H.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **TERESA A. McGLONE**, to assist the Financial & Administrative Services as a Grants Administrator at a biweekly rate of \$1,923.08 for 40 hours per week. The term of the contract shall be for the period of April 16, 2004 through April 15, 2005. [Financial and Administrative Services, William Chapman, (915) 541-4011]
- 6I.** That the City of El Paso approves the participation by the El Paso Fire Department in the Northeast Easter Parade to be held on April 10, 2004, by providing a Quint or Ladder truck, a Fire Pumper, the Fire Prevention Safety House, and the "Squirt" and "Sparky" mascots as entries in the parade. [Fire Department, Chief Roberto Rivera, (915) 771-1000]
- 6J.** That the Mayor be authorized to sign and submit a Grant Application to the Hervey Foundation on behalf of the City of El Paso in the amount of \$20,000.00 for the Mission Trail Harvest Market; and

That the Mayor's Office, be authorized to furnish such additional information as the Hervey Foundation may require in connection with the Grant Application for this Project; and

That the Mayor be authorized to execute, on behalf of the City of El Paso, any Grant Agreement and related documents, and any amendments to the initial Grant Agreement which increases or decreases funds, provided that no additional City funds are required, upon approval by the Hervey Foundation. No City matching funds required. [Mayor's Office, Laura Uribarri, (915) 541-4145]

- 6K.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contract on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for this contract is in fiscal year **2003/2004** appropriations to be approved by the City Council.

[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**SAN JUAN RECREATION CENTER**

**DEPARTMENT ID: 51510123, ACCOUNT 502214**

CONTRACTOR: Vanessa Amos, Ballet Folklorico Instructor  
 DATES: April 7, 2004 through August 31, 2004  
 RATE PER CL: \$15.00  
 MAXIMUM AMT: \$1185.00  
 CONTRACT: **2003/2004-117**

- 6L.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.

[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**AQUATICS**

**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Adrienne E. Acosta, Swim Instructor, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-203**
2. CONTRACTOR: Claudia L. Acuna, Swim Instructor, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-204**
3. CONTRACTOR: Miriam S. Assadian, Lifeguard, Step 2  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$6.00  
 CONTRACT NO: **2003/2004-205**
4. CONTRACTOR: Jacqueline R. Botello, Swim Instructor, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-206**
5. CONTRACTOR: Jose A. Bryan, Senior Lifeguard, Step 2  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$6.80  
 CONTRACT NO: **2003/2004-207**
6. CONTRACTOR: Jorge D. Cabildo, Senior Lifeguard, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$6.60  
 CONTRACT NO: **2003/2004-208**

7. CONTRACTOR: Ralph Cedillo, Lifeguard, Step 2  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-209**
8. CONTRACTOR: James E. Cooper III, Swim Instructor, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-210**
9. CONTRACTOR: Cynthia J. Diego, Swim Instructor, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-211**
10. CONTRACTOR: Tony Gonzalez, Swim Instructor, Step 1  
DATES: April 14 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-212**
11. CONTRACTOR: Mayra A. Hinojos, Swim Instructor, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-213**
12. CONTRACTOR: Genie M. Karam, Senior Lifeguard, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$6.60  
CONTRACT NO: **2003/2004-214**
13. CONTRACTOR: Jenny L. Logan, Lifeguard, Step 2  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-215**
14. CONTRACTOR: Louise B. Lopez, Swim Instructor, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-216**
15. CONTRACTOR: Krisopher L. Martinez, Swim Instructor, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-217**
16. CONTRACTOR: Mara Y. Meza, Lifeguard, Step 2  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$6.00  
CONTRACT NO: **2003/2004-218**
17. CONTRACTOR: Amanda Posadas, Swim Instructor, Step 1  
DATES: April 14, 2004 through September 30, 2004  
RATE PER HR: \$5.35  
CONTRACT NO: **2003/2004-219**

18. CONTRACTOR: Perla A. Retana, Swim Instructor Coordinator, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$6.50  
 CONTRACT NO: **2003/2004-220**
19. CONTRACTOR: Michelle Toni Reyes, Swim Instructor, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-221**
20. CONTRACTOR: Pedro A. Rodriguez, Swim Instructor, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-222**
21. CONTRACTOR: Kathlyn R. Sanchez, Pool Attendant, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-223**
22. CONTRACTOR: Samantha L Trevizo, Swim Instructor, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.35  
 CONTRACT NO: **2003/2004-224**
23. CONTRACTOR: Manuel Valenzuela III, Pool Attendant, Step 1  
 DATES: April 14, 2004 through September 30, 2004  
 RATE PER HR: \$5.40  
 CONTRACT NO: **2003/2004-225**

**6M.** That the Mayor be authorized to sign an Amendment to the Contract between the **CITY OF EL PASO** and **CINDY DURAN** to extend the time of performance from May 22, 2004 to June 30, 2004.

[Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]

**6N.** That the City Council of the City of El Paso approves the participation of the City of El Paso Solid Waste Management Department in the Easter Parade to be held Saturday, April 10, 2004, by providing a vehicle from the Solid Waste Management Department and Captain Can-A-Roo as an entry in the parade.

**(District 4)** [Solid Waste Management, Emma Acosta, (915) 621-6719]

**6O.** That the City Council of the City of El Paso approves the participation of the City of El Paso Solid Waste Management Department in the Paseo de los Colores – El Paso Heritage Lighting Parade to be held Saturday, May 1, 2004, by providing a replica of the Cordova (Free) Bridge constructed with reusable work, recyclable toys and two large alligators made of used automobile tires on a bed of a Solid Waste Management vehicle. **(District 8)**

[Solid Waste Management, Emma Acosta, (915) 621-6719]

**6P.** Placing a lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Chapter 9.04 (Solid Waste Management of El Paso Municipal Code:

[Solid Waste Management, Emma Acosta, (915) 621-6719]

4001 Laredo Street JUANA C. SAUCEDO (ESTATE), % JESUS & CECILIO SAUCEDO	\$254.93	(District 3)
10100, 10101, 10105 Shenandoah Street BLACKMON & ASSOCIATES, INC.	\$306.89	(District 4)
2109 E. Glen Drive MARIA L. DOMINGUEZ	\$214.88	(District 5)
9749 Gaza Drive JAVIER OROZCO	\$310.68	(District 6)
1451 Rudy Montoya ROSARIO E. CORTEZ	\$255.47	(District 6)
536 Center Way ALFONSO PATINO	\$379.15	(District 7)
7202 Cuba Drive FELICITAS & JOSEPH AGUIRRE	\$214.88	(District 7)

- 6Q.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05, Subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as:

Lots 55 and 56, Block B, Bassett Addition, an Addition to the City of El Paso, being more particularly described in Volume 178, Page 416, Deed Records of El Paso County, Texas. (PID #B202-999-000B-7600) **(District 8)**  
[Tax Office, Juan Sandoval, (915) 541-4369]

- 6R.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05, Subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as:

Lots 30, 31 and 32, Block 86-B, Logan Heights Addition, an Addition to the City of El Paso, being more particularly described in Volume 353, Page 33, Deed Records of El Paso County, Texas. (PID #L447-999-086B-9200) **(District 2)**  
[Tax Office, Juan Sandoval, (915) 541-4369]

- 6S.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05, Subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as:

The South 53 Feet of Lot 20, Block 12, Pasodale Addition, an Addition to the City of El Paso, El Paso County, Texas. (PID #P591-999-0120-9600) **(District 7)**  
[Tax Office, Juan Sandoval, (915) 541-4369]

- 6T.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05, Subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as:

Tract 8-E, Block 22, Socorro, El Paso County, Texas  
(PID #S533-000-0220-08E0) **(District – County)**  
[Tax Office, Juan Sandoval, (915) 541-4369]

- 7.** Notice to set a public hearing to be held on May 4<sup>th</sup>, 2004 to determine if the property located at 3106 Rivera Avenue in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 4<sup>th</sup>, 2004. The owner of record as of March 3<sup>rd</sup>, 2004, Jose Madriles, 3106 Rivera Avenue, El Paso, Texas 79905, has been notified of the violations at this property. Delinquent taxes in the amount of \$14,576.63 and a suit is pending. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 8.** Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 5)**

Subdivision: Oasis Ranch  
Owner/Developer: Resortview Homes I, Ltd.  
Consultant: CEA Engineering Group

Street Improvements:

Alba Lane - from the northeast subdivision boundary line to Station 9 + 93.65

Waterspring Lane - from Station 9 + 93.65 on Alba Lane to the west property line of Oasis Drive

Oasis Drive - from the northeast subdivision boundary line to the south property line of Alba Lane

Dandelion Way - from the east property line of Oasis Drive to the end of "T" hammer cul-de-sac

Dragonfly Way - from the west property line of Waterspring Lane to the end of cul-de-sac

Morning Dew Court - from the west property line of Oasis Drive to the end of "T" hammer cul-de-sac

Breeze Court - from the west property line of Oasis Drive to the end of "T" hammer cul-de-sac

Wind Court - from the east property line of Oasis Drive to the end of "T" hammer cul-de-sac

Marisma Court - from the west property line of Oasis Drive to the end of "T" hammer cul-de-sac

Sunshine Court - from the west property line of Oasis Drive to the east property line of Oasis Drive

Aqua Court - from the east property line of Oasis Drive to the end of "T" hammer cul-de-sac

Mirage Court - from the west property line of Oasis Drive to the end of "T" hammer cul-de-sac

Splendor Court - from the west property line of Oasis Drive to the east property line of Oasis



Drive

Drainage Improvements:

Storm Drainage System:

Wind Court - 1-1 Grate Drop Inlet Type I; and 147 ft. of 36" R.C.P.

Sunshine Court - 2-2 Grate Drop Inlet Type I; and 182 ft. of 36" R.C.P.

Marisma Court - 1-1 Grate Drop Inlet Type I; and 23 ft. of 18" R.C.P.

Breeze Court - 1-2 Grate Drop Inlet Type I; 207 ft. of 30" R.C.P.; and 62 ft. of 36" R.C.P.

Aqua Court - 1-1 Grate Drop Inlet Type I; and 220 ft. of 36" R.C.P.

Mirage Court - 1-1 Grate Drop Inlet Type I; and 28 ft. of 18" R.C.P.

Splendor Court - 2-2 Grate Drop Inlet Type I; 190 ft. of 36" R.C.P.; and 177 of 42" R.C.P.

Waterspring Lane - 1-1 Grate Drop Inlet Type III; 1-2 Grate Drop Inlet Type I; and 170 ft. of 18" R.C.P.

Oasis Drive - 1-3 Grate Drop Inlet Type I; 2-2 Grate Drop Inlet Type I; 88 ft. of 18" R.C.P.; 405 ft. of 24" R.C.P.; 1-Junction Box/48" Manhole; and 1-Junction Box/72" Manhole

Dandelion Way - 2-1 Grate Drop Inlet Type II; 320 ft. of 24" R.C.P.; 82 ft. of 18" R.C.P.; and 2-Junction Box/48" Manhole

Morning Dew Court - 1-1 Grate Drop Inlet Type I; 136 ft. of 30" R.C.P.; and 1-Junction Box/48" Manhole

Existing Retention Ponding Area - Located at Pebble Hills Unit Eight Subdivision; Capacity 54.20 Acre ft.; 3-Headwall Concrete Structures with Concrete Rip-Rap; 284 ft. of 48" R.C.P.; 210 ft. of 36" R.C.P.; 114 ft. of 30" R.C.P.; and 182 ft. of 18" R.C.P.

20 ft. Drainage R.O.W. - between Lots 56 and 57, Block 2; 269 ft. of 48" R.C.P.

20 ft. Drainage R.O.W. - between Lots 122 and 123, Block 2; 1-1 Grate Drop Inlet Type II; and 476 ft. of 18" R.C.P. [Engineering Department, Bashar Abugalyon, (915) 541-4157]

9. Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 5)**

Subdivision: Tierra Del Este Unit Twelve  
Owner/Developer: Ranchos Real VI, LTD.  
Consultant: Conde Inc.

Street Improvements:

Tierra Cortez Avenue - from the east property line of Joe Battle Boulevard to the west property line of Tierra Este Road

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Tierra Palma Drive - from the north property line of Tierra Cortez Avenue to the south property line of Edgemere Boulevard

Tierra Laurel Drive - from the east property line of Tierra Palma Drive to the west property line of Tierra Este Drive

Tierra Pura Place - from the south property line of Tierra Laurel Drive to the end of cul-de-sac

Tierra Nuez Place - from the south property line of Tierra Laurel Drive to the end of cul-de-sac

Tierra Limpia Drive - from the east property line of Tierra Palma Drive to the west property line of Tierra Este Drive

#### Drainage Improvements:

Retention Ponding Area - at Lot 32, Block 61; with a 3.65 ac. Area and a 51.02 ac-ft. Capacity; 2-Thrust Block Structure and 1-Headwall Structure with Concrete Rip-Rap; 100.80 ft. of 48" R.C.P.; 97.20 ft. of 42" R.C.P.; 52.50 ft. of 18" R.C.P.; 1-Junction Box/48" Manhole; 1726.81 ft. x 6 ft. high Rock Wall Fence around the ponding area perimeter; 262 ft. x 5 ft. Concrete Sidewalk; 20 ft. Concrete Drive Way; 18 ft. Double Swing Gate; and Pond Gauge

Storm Drainage System - 2-3 Grate Drop Inlet Type I; and 35.99 ft. of 48" R.C.P.; at Tierra Palma Drive

1-2 Grate Drop Inlet Type I; at Tierra Limpia Drive

15 ft. Drainage Easement.-at Lot 28, Block 61; 118.5 ft. of 18" R.C.P.

15 ft. Drainage Easement.-at Lot 17, Block 61; 127 ft. of 48" R.C.P.

15 ft. Drainage Easement.-at Lot 12, Block 63; 1-9 Grate Offstreet Drop Inlet; and 125 ft. of 48" R.C.P. [Engineering Department, Bashar Abugalyon, (915) 541-4157]

- 10. REINSTATEMENT:** Request for name to be placed on Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:

Meraz, Gabriela, Library Assistant - Library

[Library, Carol Brey-Casiano, (915) 543-5406]

- 11.** Request to fill positions on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

Recreation Leader II (40)

Recreation Leader III (11)

[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

- 12. STAFFING TABLE CHANGES:**

#### **12A. EL PASO MUSEUM OF ART**

Add	1.00	Contract Professional (NE)	C
Delete	1.00	Contract-Adm. Support (NE)	C

Delete	1.00	Contract Professional (E)	C
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[El Paso Museum of Art, Becky Duval-Reese, (915) 532-1707]

**12B. FIRE**

Add	5.00	Firefighter	FS 1
Delete	5.00	Fire Medic	FS 1

[Fire Department, Chief Roberto Rivera, (915) 771-1000]

**13. BOARD APPOINTMENTS:**

**13A.** Tripper Goodman to the Community Advisory Panel for the City Manager Hiring Process by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]

**13B.** Gary Larcenaire to the Water Conservation Advisory Board by Mayor Joe Wardy. [Mayor's Office, Laura Uribarri, (915) 541-4145]

**13C.** Lupe Casillas-Lowenberg to the Art Museum Advisory Board by Mayor Joe Wardy. [Mayor's Office, Laura Uribarri, (915) 541-4145]

**13D.** Gregory G. Rocha to the Community Advisory Panel for the City Manager Hiring Process by Representative John F. Cook, District 4. [Representative John F. Cook, (915) 541-4140]

**13E.** Robert E. Jones to the Community Advisory Panel for the City Manager Hiring Process by Representative Daniel Power, District 5. [Representative Daniel S. Power, (915) 541-4189]

**13F.** Elma Schwartz to the Civil Service Commission by Representative Paul J. Escobar, District 6. [Representative Paul J. Escobar, (915) 541-4182]

**13G.** Margarita A. Licon to the Brownfields Redevelopment Board by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]

**13H.** Melissa Y. Foster to the City Plan Commission to fill an unexpired term by Mayor Pro Tempore Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

**13I.** Rosa E. De Leon to the Retired and Senior Volunteer Program Advisory Council (RSVP) by Mayor Pro Tempore Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

**14.** Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]

**14A.** PID #'s V127-999-0010-6100 & T645-999-0090-3400, \$1,471.51 per month installments on a balance of \$5,886.04 for 2003 taxes; Elizabeth & Juan R. Puga – 5717 Upper Valley – 277 Fluorite Dr. **(District 1)**

**14B.** PID #P863-999-0010-6300, \$414.80 per month installments on a balance of \$4,977.60 for 2001 & 2002 taxes; John R. Jr., & Mary L. Paul - 4736 Harmony Dr. **(District 4)**

**14C.** PID #2002-999-1410-0042, \$462.44 per month installments on a balance of \$3,237.08 for 2002 taxes; Professional Technology Group Samantha Dassancer – 1528 Goodyear. **(District 7)**

- 14D.** PID #S127-999-0190-1100, \$178.55 per month installments on a balance of \$2,678.25 for 2003 taxes; Barry & Yolanda MacCardle – 11416 Lake Nemi Dr. **(District 5)**
- 14E.** PID #C340-999-0440-5300, \$309.49 per month installments on a balance of \$3,094.90 for 2003 taxes; Jesus & Maria T. Cardenas – 6925 Orizaba Ave. **(District 1)**
- 14F.** PID #L681-999-0050-2500, \$237.16 per month installments on a balance of \$2,845.92 for 2003 taxes; Kerri Roberts - Cristobal Maza – 815 Driver. **(District 2)**
- 14G.** PID #N425-999-0320-6600, \$557.35 per month installments on a balance of \$5,573.50 for 2003 taxes; Juan A. Jr., & Ana M. Ramirez – 4101 John B. Oblinge. **(District 4)**
- 14H.** PID #Y848-999-0000-0100, \$1,983.65 per month installments on a balance of \$23,803.80 for 2003 taxes; Ann M. Lilly - 9033 Billy The Kid. **(District 6)**
- 15.** Request authorization to allocate \$500.00 from District 2 Discretionary Funds to rent (8) "porta-potties" for Memorial Park during the Easter Holiday.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]
- 16.** Request authorization to allocate One Thousand Six Hundred Eleven Dollars (\$1,611.00) from District #4 Discretionary Funds to sponsor the 2004 Summer Outdoor Concerts at the Veterans Park Amphitheater from June 26th through August 7th, 2004.  
[Representative John F. Cook, (915) 541-4140]
- 17.** Request that the Director of Purchasing be authorized to issue a Purchase Order to Tutor Com, Inc. in the amount of \$34,400.00. Tutor Com, Inc. is the sole provider of Live Homework Help in the State of Texas. Tutor Com, Inc. will provide on-site support, maintenance and assistance in the implementation of Live Homework Help. Contract 2003-100.

Additionally, it is requested that Mayor be authorized to sign any additional documents, contract, and/or agreements.

Department: El Paso Public Library  
 Funds available: 31130563-60005-508039-PPW0056003YR2  
 Library Book & Materials Yr. 2 Issue CP  
 Total Amount: \$34,400.00  
 [Purchasing Department, Ray Heredia, (915) 541-4316]

**18. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

<b>18A.</b>	Bid No.:	2004-034	31 Yard Automated Side Load Refuse Trucks
	Award to:		Rush Truck Center – El Paso
			El Paso, Texas
	Item (s):		1 – Ten (10) Each
	Optional Items:		O3, O8 – Ten (10) Each
	Amount:		\$1,524,280.00

Department: Solid Waste Management  
 Funds available: 34340200-508006-40415  
 (\$762,140.00)  
 04250203-508006-27252-PMB0003160  
 (\$762,140.00)  
 Funding source: FY 2004 Solid Waste  
 Management Revenue Bonds  
 FY 2002 Certificates of Obligation  
 Total award: \$1,524,280.00  
**District (s): All**

The Solid Waste, Fleet Services and Purchasing Departments recommend award as indicated as this vendor has provided the Best Value Bid. This vendor also offered the lowest responsive bid.

This is a fixed-price, single (one-time) purchase, to purchase ten (10) 31 Yard Automated Side Load Refuse Trucks. There is also an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one hundred and eighty (180) days from the date of award of the contract.

No prompt payment discount is offered.  
 [Purchasing Department, Monica Vera, (915) 541-4234]

**18B.** Bid No.: 2004-054 Cohen Stadium HVAC Improvements  
 Contractor: El Paso A.R.C. Electric, Inc.  
 El Paso, Texas  
  
 Department: Parks and Recreation  
 Funds Available: 31130500-PPW0046011-26252-508027  
 31130500-PPW0046012-26253-508027 & 508026  
 Funding Source: 2000 Quality of Life Bonds  
 Items: Base Bid \$148,804.00  
 Total Award: \$148,804.00  
**District (s): 4**

#### RECOMMENDATION:

The Departments of Purchasing, Engineering, and Parks and Recreation recommend the award of this contract to El Paso A.R.C. Electric, Inc., as this offeror has provided the Best Value Offer. It is requested that the Mayor be authorized to sign the contract approved by the City Engineer, Contract Compliance and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by the measured quantity. The actual cost of the unit price component will be the sum total of the unit price at the end of the contract term.

[Purchasing Department, Anthony R. Talamo, (915) 541-4113]

## 19. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

<b>19A.</b>	Bid No.: 2004-074	Clint Landfill Phase I, Cells 1 and 2
	Contractor:	J. D. Abrams, LP Austin, TX
	Department:	Solid Waste Management
	Funds Available:	31260001/PPWFA03019/60636/508027
	Funding Source:	Revenue Bond
	Items:	Base Bid I \$2,870,450.00
		Base Bid IA \$ 3,300.00
		Base Bid II \$ 46,000.00
		Base Bid III \$ 47,000.00
	Total Award:	\$2,966,750.00
	<b>Districts:</b>	<b>Citywide</b>

### Recommendation:

The Departments of Purchasing, Engineering, and Solid Waste recommend the award of this contract to J. D. Abrams, LP, the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

### 1. Lump Sum Component

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

### 2. Unit Price Component

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. [Purchasing Department, Jay Henson, (915) 541-4907]

**19B.** Bid No.: 2003-219 Westside Health Clinic HVAC Replacement  
 Contractor: Dominguez Sheet Metal Works  
 El Paso, Texas

Department: City/County Health District  
 Funds Available: 31131001/P501488/27061/508027  
 Funding Source: General Revenue  
 Items: Base Bid I \$61,794.00  
 Total Award: \$61,794.00  
**District (s): 1**

The Departments of Engineering, Purchasing and City/County Health District recommend the award of this contract to Dominguez Sheet Metal Works, the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Roberto Bustamante, (915) 541-4521]

**19C.** Bid No.: 2004-058 600 Lbs Platform Capacity Disabled Passenger Lift  
 Award to: Lift-A-Loft Corporation  
 Muncie, IN  
 Item (s): 1 and O3  
 Amount: \$90,444.00

Department: Department of Aviation  
 Funds available: 62620020-508029-41022-P500004  
 Funding source: Airport Capital Funds  
 Total award: \$90,444.00  
**District (s): 3**

The Department of Aviation and the Purchasing Department recommend award as indicated to the lowest responsive offer, by definition meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, for one (1) 600 Lbs Platform Capacity Disabled Passenger Lift.

There was an option of purchasing up to one hundred percent [100%] of the original contract quantities, at the same unit price, if the option is exercised within 10 months from date of award of the contract. No prompt payment discount is offered. [Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]



**19D.** Bid No.: 2004-082 Traffic Signal Components  
Award to: Traffic Parts, Inc.  
Conroe, Texas  
Item (s): All  
Amount: \$55,207.50 (estimated annually)  
  
Department: Municipal Services, Street Department  
Funds available: 14200403-29145 & 29146-508027-  
Projects PBEO4ST130 and 131  
Funding source: Streets Building and Plan Services CIP04,  
Traffic Signals, Controllers, School Flashers  
Total award: \$110,415.00 (estimated)  
**District (s): All**

The Departments of Street and Purchasing recommend award as indicated as this vendor is the responsible and responsive bidder meeting specifications.

This is a twenty-four (24) month contract with no option to extend the term of this contract. [Purchasing Department, Ray Heredia, (915) 541-4316]

**19E.** Bid No.: 2004-108 Heil Proprietary Parts  
Award to: G.O.T. Supply, Inc.  
El Paso, Texas  
Item (s): Group A, Item #1, Group B1 & B  
Amount: \$40,000.00 (estimated annually)  
  
Department: Fleet Services  
Funds available: 37370510-503121  
Funding source: Fleet Service Internal Service Fund  
Total award: \$120,000.00  
**District (s): All**

The Fleet Service and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**20. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]**20A. BT2004-524 SOLID WASTE MANAGEMENT**

To establish appropriations for sale of revenue bonds to purchase Solid Waste Management equipment for FY 04.

Increase	\$1,631,200	to	34340200/40415/508006	Veh Equip
Increase	\$ 60,000	to	34340200/40415/508008	OffEquip&App
Increase	\$1,546,600	to	34340200/40415/508029	Hvy/OffRdEqp
Increase	\$3,237,800	to	34340200/40415/407020	Bond Proc

**20B. BT2004-354 LIBRARY**

The Library requests a budget transfer under the Quick Copy Center's budget. This budget transfer will allow the Quick Copy Center to pay for a new maintenance/lease contract on a new copy machine this fiscal year.

Increase	\$15,000	to	53530151/45204/407002	Est Rev
Increase	\$15,000	to	53530151/45204/502404	OffEqLses

**20C. BT2004-553 MPO**

To adjust budget to New Mexico funded account of \$79,802.49 and provide budget for expected expenditures in FY04. (Budget transfer provides for a carryover of \$15,000 in funding into FY05)

Increase	\$69,110.21	to	68150009/G78040305022/406001	St Grt Proc
Decrease	\$10,282.00	from	68150009/G78040305022/501000	N-UnifWg&Sal
Increase	\$ 46.00	to	68150009/G78040305022/501100	WkrComp-Civ
Increase	\$ 393.00	to	68150009/G78040305022/501108	PosC-EpCntrb
Increase	\$ 7.00	to	68150009/G78040305022/501114	Life Ins-Civ
Increase	\$ 953.00	to	68150009/G78040305022/501124	C-PsnPICntrb
Increase	\$ 600.00	to	68150009/G78040305022/501129	FicaCityMatCv
Increase	\$ 141.00	to	68150009/G78040305022/501130	FicaMdCMCv
Increase	\$35,000.00	to	68150009/G78040305022/502215	OtsdCnt-NOC
Increase	\$ 300.00	to	68150009/G78040305022/503100	Off Supplies
Increase	\$ 700.00	to	68150009/G78040305022/504003	Postage
Increase	\$ 3,000.00	to	68150009/G78040305022/504201	TrvlExpEmple
Decrease	\$ 3,200.00	from	68150009/G78040305022/504415	IndCostExpnd
Increase	\$13,452.21	to	68150009/G78040305022/507002	Intrfd Trf

**20D. BT2004-580 BUILDING AND PLANNING SERVICES**

Building and Planning Services proposes to appropriate \$12,797 to fund construction of parking meters on Main Avenue for the Plaza Theatre project. Funding source is reimbursed expenditures from the Downtown Management District. **(District 8)**

Increase	\$12,797	to	31255011/PPW031027697/405067	Reimb Expnd
Increase	\$12,797	to	31255011/PPW031027697/508027	Construction

**20E. BT2004-583 COMMUNITY AND HUMAN DEVELOPMENT**

This appropriates the available program income in the Community Development Block Grant Housing Revolving Loan Fund and increases account balances where projected expenditures are anticipated.

Increase	\$977,000	to	71150039/G710RLFCDAH09903/406040	Prog Income
Increase	\$227,000	to	71150039/G710RLFCDAH09903/505205	HRhSgleFam
Increase	\$700,000	to	71150039/G710RLFCDAH09903/505208	1stTHmeBuy
Increase	\$ 50,000	to	71150039/G710RLFCDAH09903/505210	CDRntalReloc

**20F. BT2004-590 AIRPORT**

Transfer of funds to cover cost of relocating fingerprinting machine to new location on the first floor at the Airport and for monthly maintenance that is currently being covered by the Administration Section.

Increase	\$10,000	to	62620002/40101/502229	OffMachMnt
Increase	\$10,000	to	62620002/40101/407001	Intrfd Trf In
Increase	\$10,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$10,000	to	62620018/P50000241021/507001	Intrfd Trf Out

**21. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**21A.** Arthritis Foundation to hold a fundraising walk on May 15, 2004 from 6:30 a.m. to 1:00 p.m. Route: Start at Helen of Troy and Resler Dr., proceed on Resler Drive to Plexxar Rd., turn back to Resler Rd. and finish at Helen of Troy. Approximately 300-400 persons, 200 vehicles will take part and 50 spectators are anticipated. This request includes permission to use amplification (1 speaker-PA system and 1 microphone-PA system. PERMIT NO. 04-018 **(District 1)** [Mrs. Shawn Abel]

**21B.** El Paso Parks & Recreation to hold the El Paso Senior Games Cycling Event on April 14, 2004 from 9:00 a.m. to 10:00 a.m. Route: Start ½ mile west of Railroad on the bike lane of Loop 375 for a distance of 10 km. Approximately 25 persons will take part with no spectators. PERMIT NO. 04-019 **(District 4)** [Parks and Recreation, William Day, (915) 541-4331]

- 21C.** Crime Victim's Rights Council to hold a 3<sup>rd</sup> annual memorial walk on April 18, 2004 from 9:00 a.m. to 11:00 a.m. Route: Start at 1300 Hardaway St. to Trowbridge, turn left on Trowbridge to Radford St., turn right on Radford St. to Hastings, turn right on Hastings to Caples Circle, turn right on Hastings to Cumberland, turn left on Cumberland to Radford, turn left on Radford to Cumberland, turn left on Cumberland to Graham, turn right on Graham to Raynolds, turn right on Raynolds to Trowbridge, turn right on Trowbridge, and finish at 1300 Hardaway-Loretto's track field. Approximately 800-900 persons will take part and 1,200 spectators are anticipated. PERMIT NO. 04-022 **(Districts 2, 3 and 8)** [Dinna Spencer]
- 21D.** The Neighborhood Watch to block off 3100 block of Queens Garden at Arrambide on April 10, 2004 from 6:00 p.m. to 9:30 p.m. for a block party. Approximately 30 persons will take part and 30 spectators are anticipated. "Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". This request includes permission to use amplification (2 speakers, 1 microphone, and 1 amplifier) PERMIT NO. 04-023 **(District 5)** [Concepcion Collins]

### **REGULAR AGENDA**

#### **22. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

- 22A.** An Ordinance granting a Special Privilege to Regent Communications-El Paso to temporarily close a portion of Santa Fe Street between Franklin Avenue and San Antonio Avenue; San Francisco Avenue (Trolley Lane) between Santa Fe Street and El Paso Street; Durango Street (access road abutting Convention Center) between San Fransico Avenue and San Antonio Avenue; and Main Drive between Santa Fe Street and El Paso Street; from 6:00 a.m. on Friday, July 2, 2004, through 2:00 p.m. on Monday, July 5, 2004 for the El Paso Downtown Street Festival. (Consideration: \$225.00, SP-04001) **(District 8)**  
[Building Permits and Inspections, Raymond Bonilla, (915), 541-4767]
- 22B.** An Ordinance amending Sections of Title 9 (Health and Safety), Chapter 9.12 (Food and Food Handling Establishments). The penalty being as provided in Section 9.12.890 of the El Paso Municipal Code.  
[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

- 22C.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III-Parking Prohibited at All Times On Certain Streets) To Add A New Location On The East Side of Alley M From Paisano Drive to First Avenue, Between Saint Vrain Street and Virginia Street. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 8)**  
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 22D.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **EPWU WASTEWATER PLANT TECHNICIAN II.**  
[Human Resources, Terry A. Bond, (915) 541-4509]  
Salary Range: \$26,656.69 - \$37,816.15 (GS 20 to Same)
- 22E.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **EPWU WASTEWATER PLANT ASSISTANT SUPERINTENDENT.** [Human Resources, Terry A. Bond, (915) 541-4509]  
Salary Range: \$34,149.54 - \$50,477.28 (GS 26 to Same)
- 22F.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **EPWU WASTEWATER PLANT SUPERINTENDENT.** [Human Resources, Terry A. Bond, (915) 541-4509]  
Salary Range: \$40,110.93 - \$59,731.57 (PM 78 to Same)
- 22G.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **EPWU RECLAMATION PLANT SUPERINTENDENT.** [Human Resources, Terry A. Bond, (915) 541-4509]  
Salary Range: \$44,152.34 - \$66,598.92 (PM 80 to Same)
- 22H.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, to add a new rule addressing Outside Employment for Civil Service Employees.  
[Human Resources, Terry A. Bond, (915) 541-4509]
- 22I.** An Ordinance to amend Title 13 (Streets, Sidewalks and Public Places), Chapter 13.24 (City Parks and Recreation Areas), Section 13.24.200 (Rental Rates and User Fees Authorization) of the El Paso Municipal Code to provide new user fees for the use of Skate Park Areas of the Parks and Recreation Department.  
[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**PUBLIC HEARING WILL BE HELD ON APRIL 20, 2004 FOR ITEMS 22A – 22I**

- 22J.** An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Section 20.04.520 (Administrative Provision; Notice-Method) to change the notice requirements for a zoning change on one acre or more of land. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code. **(All Districts)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 22K.** An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Section 20.04.520 (Administrative Provision; Notice-Method) to change the notice requirements for a zoning change, special use permit, or release of zoning condition on one acre or more of land. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code. **(All Districts)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 22L.** An Ordinance changing the zoning of a portion of Lot 4, Block 160, Vista Del Sol Unit 54, El Paso, El Paso County, Texas (11329 Pellicano Dr.) from P-I (Planned Industrial) to C-4 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00013. Applicant: Texas M, LLC / Representative: Margaret Portillo, 300 E. Main, Suite 1208, El Paso, TX 79901 **(District 7)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 22M.** An Ordinance changing the zoning of a portion of Lot 4, Block 134, Pebble Hills, El Paso, El Paso County, Texas (Wooster Lane) from A-O (Apartment-Office) to C-3 (Commercial) and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00033. Applicant: Joseph Pickett / Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 5)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

**PUBLIC HEARING WILL BE HELD ON APRIL 27, 2004 FOR ITEMS 22J – 22M**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**23. DISCUSSION AND ACTION – MAYOR AND COUNCIL:**

Discussion and action on an economic development tourism initiative for financial commitment to support a citywide campaign to include signage, two billboards, banners, bench ads and bus wraps. An oversight committee will assist with design, placement and budget. **(All Districts)**

[Representative Daniel S. Power, (915) 541-4189]

**24. DISCUSSION AND ACTION – BUILDING AND PLANNING SERVICES:**

A Resolution declaring the intention of the City of El Paso, pursuant to Internal Revenue Code Regulation Section 1.150-2(e), to finance certain expenditures to be incurred for Year 2004 Capital Improvements from the proceeds of the sale of City Tax-Exempt Obligations totaling \$11,468,800 (New McCombs Cells; Old Clint Closure; Waste Screening Areas; Clint Water Well; McCombs Water Well; Scales, Radiation Detector; and Capital Equipment). **(Citywide)**

[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

**25. DISCUSSION AND ACTION – FINANCIAL AND ADMINISTRATIVE SERVICES:**

Discussion of Six Months Financial Report.

[Financial and Administrative Services, William Chapman, (915) 541-4011]

**26. DISCUSSION AND ACTION – PLANNING, RESEARCH AND DEVELOPMENT:**

Discussion and action regarding a City Fairgrounds report conducted by the Planning, Research & Development Department.

[Planning, Research and Development, George Sarmiento, (915) 541-4193]

**27. PUBLIC HEARINGS - AIRPORT:**

**27A.** An Ordinance amending Title 14 (Aircraft and Airports), by substituting the term Director of Aviation for Airport Manager and the term Assistant Director of Aviation for Assistant Manager wherever they appear.

[Airport, Patrick T. Abeln, (915) 780-4724]

**27B.** An Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.12 (Aircraft Use Regulations), Section 14.12.200 (Parking of aircraft) of the El Paso Municipal Code and imposing a dead storage parking rate. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code.

[Airport, Patrick T. Abeln, (915) 780-4724]

**27C.** An Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.24 (Commercial Air Carriers Rates And Charges) of the El Paso Municipal Code by amending Appendix A to set forth new Cost Recovery Rates for Fiscal Year 2004. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code.

[Airport, Patrick T. Abeln, (915) 780-4724]

**28. PUBLIC HEARINGS – BUILDING AND PLANNING SERVICES:**

An Ordinance amending Title 2 (Administration and Personnel) of the El Paso Municipal Code of El Paso to add Chapter 2.07, to establish the El Paso Capital Improvements Program Advisory Committee; to provide for committee membership, duties, terms of office, duration, for the purpose of overview, recommendation and information regarding approved and planned capital projects.

[Building and Planning Services, Patricia D. Aduato, (915) 541-4853]

**29. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS DEPARTMENT:**

**29A.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.04 (Business Taxes, Licenses And Regulations) Section 5.04.040 (Late Payment - Penalty) To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**29B.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.100 (Vendors And Solicitors), Section 5.100.040 (License Fees) And Section 5.100.070 (License – Temporary – Fee – Term) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.100.100 Of The El Paso Municipal Code

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

- 29C.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.24 (Charitable Solicitations), Section 5.24.050 (Application - Fee) To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29D.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.48 (Laundries), Section 5.48.030 (License – Fee - Expiration) To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29E.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.72 (Motor Vehicle Dealers And Salesmen) Section 5.72.030 License - Fee - Term) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.72.120 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29F.** An Ordinance Amending Title 5 (Business Taxes, Licenses And Regulations), Chapter 5.84 (Dealers In Second Hand Goods, Coins And Precious Metals), Section 5.84.050 (License - Fee) To Increase The Permit Fees. The Penalty Being As Provided In Section 5.84.220 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29G.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12 (Stopping, Standing And Parking Generally), Section 12.44.280 To Increase The Permit Fees. The Penalty Being As Provided In Section 12.84 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29H.** An Ordinance Amending Title 13 (Streets, Sidewalks And Public Spaces), Chapter 13.04 (Street And Sidewalk Construction And Maintenance), Section 13.04.015, To Increase The Permit Fees. The Penalty Being As Provided In Sections 1.08.010 To 1.08.030 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29I.** An Ordinance Amending Title 13 (Streets, Sidewalks And Public Spaces), Chapter 13.12 (Driveways), Section 13.12.050 (Permit Fees), To Increase The Permit Fees. The Penalty Being As Provided In Section 13.12.260 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29J.** An Ordinance Amending Title 17 (Housing), Chapter 17.08 (Lodginghouses, Tenement Houses, Hotels And Motels) Section 17.08.120 And Section 17.08.220 To Increase The Permit Fees. The Penalty Being As Provided In Section 17.08.250 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 29K.** An Ordinance Amending Title 17 (Housing), Chapter 17.12 (Trailer Courts), Section 17.12.040 To Increase The Permit Fees. The Penalty Being As Provided In Section 17.12.150 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]



**29L.** An Ordinance Amending Title 17 (Housing), Chapter 17.16 (Inspections And Certificates), Section 17.16.020 To Increase The Permit Fees. The Penalty Being As Provided In Section 17.16.060 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**29M.** An Ordinance Amending Title 18 (Building And Construction), Chapter 18.02 (Building And Construction Administrative Code), Section 18.02.109 To Increase The Permit Fees. The Penalty Being As Provided In Section 18.02.107 Of The El Paso Municipal Code [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**29N.** An Ordinance Amending Title 18 (Building And Construction), Chapter 18.02 (Building And Construction Administrative Code), Section 18.02.103.7 (Fees) By Adding Section 18.02.103.7.5.5 (Valuation For New Residential Permits). The Penalty Being As Provided In Section 18.02.107 Of The El Paso Municipal Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**29O.** An Ordinance Amending Title 18 (Building And Construction), Chapter 18.44 (Grading), Section 18.44.150 (Permit Fees), Of The El Paso City Code, To Increase The Fees For Grading Permits. The Penalty Being As Provided In Section 18.44.240 Of The El Paso City Code  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**30. PUBLIC HEARING – HUMAN RESOURCES DEPARTMENT:**

**30A.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to create the Class of **STRATEGIC BUDGET ADVISOR**.  
[Human Resources, Terry A. Bond, (915) 541-4509]

**30B.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to amend the procedures for amending or adding job specifications.  
[Human Resources, Terry A. Bond, (915) 541-4509]

**30C.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 15, Suspension, Reduction and Discharge, to add Section 6, to allow employees to forfeit annual leave in lieu of serving a suspension provided that appeal rights are waived. [Human Resources, Terry Bond, (915) 541-4509]

**31. PUBLIC HEARING – PARKS AND RECREATION DEPARTMENT:**

An Ordinance permitting Parents Association for Recreation for Kids, Inc. to use a portion of White Spur Park from 1:00 PM until 5:00 PM on April 25, 2004  
[Parks & Recreation Department, William R. Torgerson, (915) 541-4331]

**32. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT DEPARTMENT:**

**32A.** An Ordinance changing the zoning of Tract 4 and Tract 5A, Block 9, Upper Valley Surveys, El Paso, El Paso County, Texas (Westside Drive North of Gomez Road) from R-F (Ranch and Farm) to R-3 (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Sam Phillips, Sal Masoud, Jose Hernandez, Ynez Hernandez, and Miguel Hernandez, Jr. / Representative: Del Rio Engineering, Inc., P.O. Box 220251, El Paso, TX 79913. ZON04-00005  
**(District 1) THIS IS AN APPEAL CASE.**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 32B.** An Ordinance changing the zoning of Tracts 6E, 6F and 6G, Block 9, Upper Valley Surveys, El Paso, El Paso County, Texas (Ada Lane North of Gomez Road) from R-F (Ranch and Farm) to R-3 (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant / Representative: Enrique Escobar; 301 Borderland Road, El Paso, TX 79932. ZON04-00012 **(District 1) THIS IS AN APPEAL CASE.**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 32C.** An Ordinance changing the zoning of Lots 15 & 16, Block 108, East El Paso Addition, El Paso, El Paso County, Texas (3429 Montana Avenue) from R-5 (Residential) to S-D (Special Development). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON03-00018. Applicant: Laura E. Gonzalez / Representative: Mario Gonzalez, 303 Texas Ave., Suite 800, El Paso, TX 79901 **(District 8)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 32D.** An Ordinance granting Special Permit No. ZON03-00085 to allow for a parking reduction on the property described as Lots 15 & 16, Block 108, East El Paso Addition, El Paso, El Paso County, Texas (3429 Montana Avenue), pursuant to Section 20.64.175, and the penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: S-D (Special Development). Applicant: Laura E. Gonzalez / Representative: Mario Gonzalez, 303 Texas Ave., Suite 800, El Paso, TX 79901 **(District 8)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 32E.** An Ordinance Granting Special Permit No. ZON04-00006, to allow for a philanthropic use on a Portion of Pridham Survey No. 274, El Paso, El Paso County, Texas (3700 Altura Ave.) pursuant to Section 20.14.040. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZONE: R-4 (Residential). Applicant: YWCA / Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 2)**  
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 32F.** An Ordinance Granting Special Permit No. ZON04-00007 to satisfy parking requirements for Parcel I, described as a Portion of Pridham Survey No. 274, El Paso, El Paso County, Texas; by allowing off-site off-street parking on Parcel 2, described as a Portion of Pridham Survey No. 274, El Paso, El Paso County, Texas, pursuant to Section 20.14.040. The penalty is as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: R-4 (Residential). Applicant: YWCA / Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 2)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 32G.** An Ordinance Granting Special Permit No. ZON04-00002 to satisfy parking requirements for Parcel 2, described as the East 101 Feet of Lot 27, Block 73, Morningside Heights; by allowing off-site off-street parking on Parcel I, described as Lots 10 - 13, Block 73, Morningside Heights; all within El Paso, El Paso County, Texas (4000 Block of Truman Ave.) pursuant to Section 20.22.040. The penalty is as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: C-4 (Commercial) and A-2 (Apartment). Applicant: Willie J. and Rojana Hannah / Representative: Cruz Garcia, 1860 Ralph Janes, El Paso, TX 79936 **(District 2)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 32H.** An Ordinance changing the zoning of Lots 8 & 9, Block 74, Franklin Heights, El Paso, El Paso County, Texas (1818 Rio Grande) from A-2 (Apartment) to S-D (Special Development) and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00016. Applicant / Representative: Felix Padilla, 4209 Park Hill, El Paso, TX 79902 **(District 8)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 32I.** An Ordinance changing the zoning of Tract 24, Richard Lee Subdivision, El Paso, El Paso County, Texas (Farrell Drive North of Cindy Lane) from R-F (Ranch and Farm) to R-2A (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Edgar R. and Teresa D. Paz / Representative: Adrian Hernandez, P.O. Box 11247, El Paso, TX 79995. ZON04-00017 **(District 6) THIS IS AN APPEAL CASE.** [Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 32J.** An Ordinance granting a Special Privilege License to Border Cab Taxi Company authorizing two taxicab stands on portions of public rights-of-way along Sixth Avenue with two Taxicab Stands. Fee: \$1,279.00, SP-04003 **(District 8)** [Planning, Research & Development, Esther Guerrero, (915) 541-4720]

**33. PUBLIC HEARING – STREET DEPARTMENT:**

An Ordinance amending Ordinance Number 011598 and Ordinance Number 011902, for the purpose of revising the effective dates of the terms of the members appointed to the International Bridge Commission, revising the ex-officio membership of the International Bridge Commission, and to name the City of El Paso's Street Department as Secretary to the International Bridge Commission.  
[Street Department, Daryl W. Cole, (915) 621-6750]

**34. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS DEPARTMENT:**

- 34A.** Public hearing to determine if the Council Resolution of June 24<sup>th</sup>, 2003, for the property located at 164 Rio Monte Street, in the City of El Paso (legal description on file with the City Clerk) has been complied with and to determine penalties if the Council Order has not been complied with. The owner of this property, Robert L. Meyer, 2108 Whitcomb Street, El Paso, Texas 79925, has been notified of the violations at this property. There are no delinquent taxes. **(District 3)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 34B.** Public hearing to determine if the property located at 7245 Barker Road, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated August 19<sup>th</sup>, 2003. The owner of this property, Aurora Loan Services, Inc., ATTN: Claims Department, P. O. Box 1706, Scottsbluff, NE 69363-1706, has been notified of the violations at this property. Delinquent taxes in the amount of \$2,551.06. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 34C.** Public hearing to determine if the property located at 3732 Tularosa Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 25<sup>th</sup>, 2003. The owners of this property, Rosa Irene Rocha and Ana Rocha Aragon, Individually and Ana R. Aragon, Independent Administratrix of the Estate of Mariana Rocha, Deceased, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 8)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 34D.** Public hearing to determine if the property located at 2618 Chico Court, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Maria Gandara, 2618 Chico Court, El Paso, Texas 79903, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 34E.** Public hearing to determine if the property located at 4425 Sunrise Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated April 28<sup>th</sup>, 2003. The owner of this property, Michael V. Torres, 5104 Flower Drive, El Paso, Texas 79905, has been notified of the violations at this property. Delinquent taxes in the amount of \$21,915.16. **(District 2)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 34F.** Public hearing to determine if the property located at 807 E. Fourth Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owners of this property, Jose Luis Cadena and Alma Delia Hernandez, 1107 Delta Drive #B, E Paso, Texas 79901 and Jesus Rivera, 1200 N. Copia Street, El Paso, Texas 79903 have been notified of the violations at this property. Delinquent taxes in the amount of \$2,817.21. **(District 8)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 34G.** Public hearing to determine if the property located at 1107 Myrtle Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owners of this property, Octillio, Octavio, and Luis Navarro and Richard A. Stearns, 1107 Myrtle Avenue, El Paso, Texas 79901, have been notified of the violations at this property. Delinquent taxes in the amount of \$18,907.23.  
**(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 35.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY  
Section 551.072 DELIBERATION REGARDING REAL PROPERTY  
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS  
Section 551.074 PERSONNEL MATTERS  
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES  
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 35A.** Petition of El Paso Electric Company to Reconcile Fuel Costs; PUC Docket 26194; SOAH Docket No. 473-03-0278. (551.071)  
[City Attorney's Office, Kevin Elkins, (915) 541-4550]
- 35B.** Bashar Abugalyon v. City of El Paso, Cause No. EP-03-CV-515. (551.071)  
[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
- 35C.** Discussion and action regarding possible claims under a certain "Agreement for Engineering Services" with Bath Engineering Corporation dated November 5, 2002. (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:**

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